



INSPECTOR GENERAL
DEPARTMENT OF DEFENSE
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ARLINGTON, VIRGINIA 22202-4704

June 16, 2003

MEMORANDUM FOR CIVILIAN AND MILITARY PERSONNEL
EMPLOYED BY AND ASSIGNED TO THE OFFICE
OF THE INSPECTOR GENERAL OF THE
DEPARTMENT OF DEFENSE

SUBJECT: DoD Office of Inspector General Policy on Human Trafficking

References: (a) Inspector General Act of 1978, as amended
(b) Inspector General Policy Memorandum of February 10, 2003, "Inspector General Act Implementation and Office of Inspector General Policy Guidance"
(c) Victims of Trafficking and Violence Protection Act of 2000
(d) Trafficking in Persons National Security Presidential Directive (NSPD) of February 25, 2003 (classified)
(e) Inspector General Policy Memorandum of January 21, 2003, "Office of Inspector General Leadership Standards"

Purpose: To define and promulgate the DoD Office of Inspector General (OIG) Policy on Human Trafficking in accordance with Reference (a), as implemented by Reference (b).

Statutory Duty and Regulatory Responsibilities: Section 2(2) of Reference (a) directs the Inspector General "to provide leadership . . . for activities designed (A) to promote economy, efficiency, and effectiveness in the administration of, and (B) to prevent and detect fraud and abuse in, such programs and operations [of the Department of Defense]." Reference (c) was enacted "to combat trafficking in persons, a contemporary manifestation of slavery whose victims are predominantly women and children, to ensure just and effective punishment of traffickers, and to protect their victims." The President subsequently issued reference (d), which according to an accompanying unclassified Fact Sheet is designed "to advance the United States Government's fight against trafficking in persons, a modern day form of slavery."

Policy Guidance: It is the policy of the Office of Inspector General to carry out the letter and the spirit of the Inspector General's duties under Section 2(2) of Reference (a) by providing leadership, via OIG audits, inspections, and investigations, to assist the Department of Defense in identifying and eradicating any intentional or unintentional DoD complicity in the promotion of human trafficking, both at home and abroad. Human trafficking, as defined in references (c) and (d), is antithetical to the core values of the Office of Inspector General. We neither condone nor turn a blind eye to it; pursuant to reference (e), all in authority throughout the OIG shall be vigilant in inspecting the conduct of those placed under them, directly or indirectly, to ensure that this immoral practice is not countenanced in any way.

Effective Date: This Policy Memorandum is effective immediately.


Joseph E. Schmitz



DEPUTY SECRETARY OF DEFENSE
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WASHINGTON, DC 20301-1010

JAN 30 2004

MEMORANDUM FOR SECRETARIES OF THE MILITARY DEPARTMENTS
CHAIRMAN OF THE JOINT CHIEFS OF STAFF
UNDER SECRETARIES OF DEFENSE
GENERAL COUNSEL OF THE DEPARTMENT OF DEFENSE
INSPECTOR GENERAL OF THE DEPARTMENT OF DEFENSE
COMMANDERS OF THE COMBATANT COMMANDS
DIRECTORS OF DEFENSE AGENCIES

SUBJECT: Combating Trafficking in Persons in the Department of Defense

As set forth in National Security Presidential Directive/NSPD-22, "The policy of the United States is to attack vigorously the worldwide problem of trafficking in persons, using law enforcement efforts, diplomacy, and all other appropriate tools." The Commander in Chief has decreed that all departments of the United States Government will take a "zero tolerance" approach to trafficking in persons.

It is the policy of the Department of Defense that trafficking in persons will not be facilitated in any way by the activities of our Service members, civilian employees, indirect hires, or DoD contract personnel. Following the policy set by the Commander in Chief, DoD opposes prostitution and any related activities that may contribute to the phenomenon of trafficking in persons as inherently harmful and dehumanizing. Trafficking in persons is a violation of human rights; it is cruel and demeaning; it is linked to organized crime; it undermines our peacekeeping efforts; and it is incompatible with military core values.

The responsibilities of commanders and supervisors at all levels are clear, as codified by Congress under Title 10. Those statutory provisions require commanders and others in authority "to be vigilant inspecting the conduct of all persons who are placed under their command; to guard against and suppress all dissolute and immoral practices, and to correct . . . all persons who are guilty of them." Efforts to combat trafficking in persons in DoD begin with the recognition that all commanding officers and other DoD officers and employees in positions of authority are expected to conduct themselves in a manner that is consistent with statutory requirements for exemplary conduct.

I expect those in authority at all levels to examine opportunities for combating trafficking in persons and consider the attached objectives as part of that effort.

Attachment:
As stated



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Objectives of DoD Efforts to
Combat Trafficking in Persons

- The education of all Service members and DoD civilians serving overseas on the worldwide trafficking menace, national policy with respect to trafficking in persons, and attendant personal responsibilities consistent with military core values and DoD ethical standards.
- Within their authority to do so, increased efforts by command and military police authorities worldwide to pursue indicators of trafficking in persons in commercial establishments patronized by DoD personnel, place offending establishments off-limits, and provide support to host country authorities involved in the battle against trafficking in persons.
- Consistent with U.S. and host-nation law, the incorporation of provisions in overseas service contracts that prohibit any activities on the part of contractor employees that support or promote trafficking in persons and impose suitable penalties on contractors who fail to monitor the conduct of their employees.
- A systemic method for evaluating efforts to combat trafficking in persons as part of ongoing evaluation and inspection programs conducted by Inspector General organizations.



THE SECRETARY OF DEFENSE
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MEMORANDUM FOR SECRETARIES OF THE MILITARY DEPARTMENTS
CHAIRMAN OF THE JOINT CHIEFS OF STAFF
UNDER SECRETARIES OF DEFENSE
COMMANDERS OF THE COMBATANT COMMANDS
GENERAL COUNSEL OF THE DEPARTMENT OF DEFENSE
INSPECTOR GENERAL OF THE DEPARTMENT OF DEFENSE
DIRECTORS OF DEFENSE AGENCIES

SUBJECT: Combating Trafficking in Persons

I want to offer my view on this important matter to augment the January 30, 2004 memo on this subject.

Trafficking in Persons is the third largest criminal activity in the world, after illegal arms and drugs sales. It enslaves thousands of people. I am especially concerned with commercial sex exploitation and labor trafficking practices in areas near our overseas locations.

I want commanders at all levels to ensure their units are trained to understand and recognize indicators of this serious crime. I also want commanders to work with host nation law enforcement to identify businesses and establishments that are involved in trafficking for sexual exploitation. Once violators are identified, commanders then should take appropriate steps to put those establishments off limits to DoD members--military, civilian and contract civilian. No leader in this department should turn a blind eye to this issue.

Commanders need to be vigilant to the terms and conditions of employment for individuals employed by DoD contractors in their Areas of Operations. Trafficking includes involuntary servitude and debt bondage. These trafficking practices will not be tolerated in DoD contractor organizations or their subcontractors in supporting DoD operations.

Further, commanders should make full use of all tools available, including DoD Inspectors General and criminal investigative organizations, to combat these prohibited activities.

I am committed to taking every step possible to combat Trafficking in Persons.



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